

# EXHIBIT A

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**From:** "Hixson, Thomas S." <[thomas.hixson@morganlewis.com](mailto:thomas.hixson@morganlewis.com)>  
**Date:** Thursday, September 29, 2016 at 3:08 PM  
**To:** Mark Perry <[MPerry@gibsondunn.com](mailto:MPerry@gibsondunn.com)>  
**Cc:** "OracleServList:Reblitz-Richardson, Beko" <[brichardson@bsfllp.com](mailto:brichardson@bsfllp.com)>, "[wwa@h2law.com](mailto:wwa@h2law.com)" <[wwa@h2law.com](mailto:wwa@h2law.com)>  
**Subject:** RE: Oracle v. Rimini Street

Mark:

Oracle does not agree to this stipulation and believes that no special procedures need be employed to address the issues you raised, as the Federal Rules of Civil Procedure are clear on issues relating to judgments.

**Tom Hixson**

**Morgan, Lewis & Bockius LLP**

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**From:** Perry, Mark A. [<mailto:MPerry@gibsondunn.com>]  
**Sent:** Thursday, September 29, 2016 11:29 AM  
**To:** Hixson, Thomas S.  
**Cc:** OracleServList:Reblitz-Richardson, Beko; [wwa@h2law.com](mailto:wwa@h2law.com)  
**Subject:** Re: Oracle v. Rimini Street

Tom and Beko,

Please let us know Oracle's position at your earliest convenience. As I told you yesterday, we have third parties awaiting clarity.

Thank you,

MAP

**Mark A. Perry**

**GIBSON DUNN**

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**From:** Mark Perry <[MPerry@gibsondunn.com](mailto:MPerry@gibsondunn.com)>  
**Date:** Wednesday, September 28, 2016 at 6:49 PM  
**To:** "OracleServList:Hixson, Thomas S." <[thomas.hixson@morganlewis.com](mailto:thomas.hixson@morganlewis.com)>  
**Cc:** "OracleServList:Reblitz-Richardson, Beko" <[brichardson@bsflp.com](mailto:brichardson@bsflp.com)>, "Allen, W. West" <[wwa@h2law.com](mailto:wwa@h2law.com)>  
**Subject:** Re: Oracle v. Rimini Street

Tom and Beko,

As discussed on our call earlier today, I attach a proposed stipulation. We would appreciate a response by Thursday.

Thank you.

MAP

**Mark A. Perry**

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**From:** "Hixson, Thomas S." <[thomas.hixson@morganlewis.com](mailto:thomas.hixson@morganlewis.com)>  
**Date:** Wednesday, September 28, 2016 at 2:58 PM  
**To:** Mark Perry <[MPerry@gibsondunn.com](mailto:MPerry@gibsondunn.com)>  
**Cc:** "OracleServList:Reblitz-Richardson, Beko" <[brichardson@bsflp.com](mailto:brichardson@bsflp.com)>  
**Subject:** RE: Oracle v. Rimini Street

Let's use the following dial in:

Dial in number: 866.203.0920  
Passcode: 2741318336

**Tom Hixson**

**Morgan, Lewis & Bockius LLP**

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**From:** Perry, Mark A. [<mailto:MPerry@gibsondunn.com>]  
**Sent:** Wednesday, September 28, 2016 11:40 AM  
**To:** Hixson, Thomas S.  
**Cc:** OracleServList:Reblitz-Richardson, Beko  
**Subject:** Re: Oracle v. Rimini Street

Tom, 12:30 Pacific works for me. Thanks.

MAP

**Mark A. Perry**

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**From:** "Hixson, Thomas S." <[thomas.hixson@morganlewis.com](mailto:thomas.hixson@morganlewis.com)>  
**Date:** Wednesday, September 28, 2016 at 1:58 PM  
**To:** Mark Perry <[MPerry@gibsondunn.com](mailto:MPerry@gibsondunn.com)>  
**Cc:** "OracleServList:Reblitz-Richardson, Beko" <[brichardson@bsfllp.com](mailto:brichardson@bsfllp.com)>  
**Subject:** RE: Oracle v. Rimini Street

Mark,

As I've requested, please copy Boies Schiller and Morgan Lewis on emails about this case. Beko and I are available 11-1 Pacific today. Please let us know your availability, and we will circulate a dial in.

**Tom Hixson**

**Morgan, Lewis & Bockius LLP**

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**From:** Perry, Mark A. [<mailto:MPerry@gibsondunn.com>]  
**Sent:** Wednesday, September 28, 2016 9:02 AM  
**To:** Hixson, Thomas S.  
**Subject:** Oracle v. Rimini Street

Tom,

I would like to speak with you personally for 5-10 minutes this morning. Please let me know your availability. Thank you.

MAP

**Mark A. Perry**

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Attorneys for Defendants Rimini Street,  
 Inc., and Seth Ravin

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;  
ORACLE AMERICA, INC., a Delaware  
corporation; and ORACLE INTERNATIONAL  
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;  
AND SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

**STIPULATION AND [PROPOSED]  
ORDER REGARDING FINAL  
JUDGMENT**

WHEREAS on October 13, 2015, the Court entered a minute order stating that “final judgment is to be entered upon ruling of pending claims for Injunctive Relief and other post-trial motions” (Dkt. 893);

WHEREAS pursuant to that minute order, Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corp. (collectively, “Oracle” or “Plaintiffs”) and Defendants Rimini Street, Inc. (“Rimini Street”) and Seth Ravin (“Ravin”) (together, “Rimini” or “Defendants”; together with Oracle, the “Parties”) stipulated on October 19, 2015 that a single final judgment would be entered after disposition of all post-trial motions (Dkt. 899 at 2 (“The parties will submit a joint proposed final judgment form or, if they cannot agree, competing proposed final judgments, within 5 days of disposition of all post-trial motions”));

WHEREAS the Court entered that stipulation as an order on October 22, 2015 (Dkt. 903 (“The court has reviewed the parties’ stipulation and agrees with the parties’ stipulation on ... the final entry of judgment”));

WHEREAS the parties filed post-trial motions including Rimini’s motions for judgment notwithstanding the verdict on Oracle’s computer hacking claims (Dkt. 913) and the Copyright Act claims (Dkt. 915), and Oracle’s motion for attorney’s fees (Dkt. 922), a permanent injunction (Dkt. 900), and prejudgment interest (Dkt. 910);

1 WHEREAS the Court denied Rimini's Rule 50(b) Copyright Act motion on February 8,  
2 2016 (Dkt. 994), denied Rimini's Rule 50(b) hacking claims motion on June 13, 2016 (Dkt.  
3 1041), and granted in part and denied in part Oracle's post-trial motions on September 21, 2016  
4 (Dkt. 1049);

5 WHEREAS the Clerk entered a judgment on attorney's fees on September 21, 2016 (Dkt.  
6 1051);

7 WHEREAS in its September 21, 2016 order, the Court directed the submission of  
8 appropriate orders on a permanent injunction and prejudgment interest (Dkt. 1049 at 22);

9 WHEREAS Oracle filed a proposed order for permanent injunction (Dkt. 1052) and a  
10 proposed final judgment including prejudgment interest calculations (Dkt. 1053) on September  
11 23, 2016;

12 WHEREAS Rimini filed objections to Oracle's proposed orders, with competing  
13 proposed orders, on September 26, 2016 (Dkt. 1055), and Oracle filed a response to Rimini's  
14 objection on September 27, 2016 (Dkt. 1056);

15 WHEREAS the Parties seek to avoid dispute or confusion regarding the entry and  
16 enforceability of the forthcoming final judgment;

17 THEREFORE IT IS HEREBY STIPULATED by and between the Parties that:

18 1. The Parties reaffirm their prior agreement entered as a stipulation (Dkt. 899) and  
19 order (Dkt. 903) to submit a joint proposed final judgment form or, if they cannot agree,  
20 competing proposed final judgments, within 5 days of disposition of all post-trial motions.  
21 "Disposition of all post-trial motions" will occur when, and not before, the Court has entered  
22 both a permanent injunction order and an order setting prejudgment interest.

23 2. Oracle hereby withdraws its proposed final judgment, submitted as Dkt. 1053.

24 3. Following the Court's entry of orders regarding both a permanent injunction and  
25 prejudgment interest, the parties will meet and confer and submit a joint proposed final judgment  
26 form or, if they cannot agree, competing proposed final judgments, within 5 days.

27 4. The Court's entry of that single final judgment will trigger the 14-day automatic  
28 stay under Rule 62(a) of the Federal Rules of Civil Procedure regarding all amounts owed in the



1 final judgment, including, without limitation, the verdict, attorney's fees and costs, and  
2 prejudgment interest. For the avoidance of doubt, no amounts will be due or enforceable or  
3 executable prior to the entry of the single final judgment, including without limitation, the  
4 verdict, attorney's fees and costs, or prejudgment interest.

5  
6 **SO STIPULATED AND AGREED.**

7 DATED: September \_\_, 2016

GIBSON, DUNN & CRUTCHER LLP

8 By: /s/  
Mark A. Perry

9  
10 Attorneys for Defendants Rimini Street, Inc. and  
Seth Ravin

11 DATED: September \_\_, 2016

MORGAN, LEWIS & BOCKIUS LLP

12 By: /s/  
Thomas S. Hixson

13  
14 Attorneys for Plaintiffs Oracle USA, Inc., Oracle  
15 America, Inc. And Oracle International Corporation

16 **ATTESTATION OF FILER**

17 The signatories to this document are Thomas S. Hixson and me, and I have obtained Mr.  
18 Hixson's concurrence to file this document on his behalf.

19 DATED: September \_\_, 2016

GIBSON, DUNN & CRUTCHER LLP

20 By: /s/  
Mark A. Perry

21  
22  
23 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

24 Dated: \_\_\_\_\_

\_\_\_\_\_

25 Hon. Larry R. Hicks  
26 United States District Judge  
27  
28